EXPRESS MAIL NO.: EV452774506US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

pplication of:

Freyman

Confirmation No.:

3657

Application No.: 10/622,674

Art Unit

1632

Filed:

July 17, 2003

Examiner: To be assigned

For:

DECELLULARIZED BONE

Attorney Docket No.: 10177-166-999

MARROW EXTRACELLULAR

CAM No: 008563-999163

MATRIX

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In accordance with the continuing duty of disclosure imposed by 37 C.F.R. § 1.56 to inform the United States Patent and Trademark Office of all references coming to the attention of each individual associated with the filing or prosecution of the subject application which are or may be related to the patentability of any claim of the application, Attorneys for Applicant hereby directs the Examiner's attention to references B13 and C32-C34 listed on the accompanying List of References Cited by Applicant (revised Form PTO-1449). Copies of references B13 and C32-C34 are submitted herewith.

Identification of the above-listed references is not to be construed an admission of Applicant or Attorneys for Applicant that such references are available as "prior art" against the subject application.

Applicant respectfully requests that the Examiner review the listed references and that the references be made of record in the file history of the application. Applicant also respectfully requests that the references submitted along with the Information Disclosure Statement filed on March 25, 2004 be made of record in the file history of this application.

Pursuant to 37 CFR § 1.97(b), since it is believed that this Supplemental Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits, no fee is due in connection herewith. However, should the United States Patent and Trademark Office determine otherwise, please charge the required fee to Jones Day Deposit Account No. 50-3013.

Respectfully submitted,

Date: February 28, 2005

<u> 27,469</u>

Gidon D. Stern

(Reg. No.)

By:

Catharina J. Chin Eng

72,712

JONES DAY

222 East 41st Street

New York, New York 10017

(212) 326-3939

Enclosures

Express Mail No.: <u>EV452774506US</u>

| | | | | | | | | | Direct I | VII |
|---|---|---------------------------|-------------|-----------|---------------|-----------------------|----------------------|------------------------|----------|-----|
| | | | | | | ATTY DOCKET NO. | | APPLICATION | N NO | |
| LIST OF REFERENCES CITED BY APPLICANT (Use several sheets if necessary) | | | | | | 10177-166-999 | | 10/622,674 | | |
| | | | | | | APPLICANT | | | | |
| | | | | | | Toby Freyman | | | | |
| FEB 2 8 2005 | | | | | | FILING DATE | GROUP | | | |
| | | | | | | 07/17/03 | 1632 | | | |
| Converse to | | | U.S. P | ATENT I | оост | JMENTS | | | | |
| *EXAMINER INITIAL | | DOCUMENT NUMBER DATE | | | | NAME CLASS | | SUBCLASS FILING DATE | | |
| | | | | | | | | · | | |
| | | | | <u> </u> | | | | | | |
| | | | | | | | | 1 | ** *** | |
| | | | | | | | <u> </u> | <u> </u> | <u> </u> | |
| | | | FOREIG | N PATEN | T DC | OCUMENTS | | | | |
| | DOCUMENT NUMBER DATE | | | | COUNTRY CLASS | | SUBCLASS TRANSLATION | | ATION | |
| | B13 | WO 01/03750 | 01/19/2001 | PCT | | | | | YES | NO |
| | | | | | | | | - | | |
| | • | | | | | | | | | |
| | | | | <u> </u> | | | <u> </u> | | <u> </u> | |
| | | OTHER REFER | ENCES (Inc | luding Au | thor, | Title, Date, Pertinen | t Pages, | Etc.) | | |
| | C32 Lee et al., 1999, "Comparison of bone marrow extracellular matrices", Biochemica et Biophysica Acta 1428, 300 | | | | | | | | | |
| C33 Peters et al., 1993, "Ovine bone marrow extracellular matrix and soluble protein extraction: Fetuin amino termin microheterogeneity", The American Journal of the Medical Sciences, 285-294 | | | | | | | | | | nus |
| | C34 Vituri et al., 2000, "Alterations in proteins of bone marrow extracellular matrix in undernourished mice", Braz. J. | | | | | | | | | |
| | | Med. Biol. Res., 22(8), 8 | 890-895 | | | | | | | |
| | | | | | | * ** | | | | |
| | | | | | | | | | | |
| | | | | | | | | | | |
| EXAMINER | | | | | DATI | E CONSIDERED | | | | |

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

NYJD: 1564956.1